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Appl. No. 10/600,180
Atty. Docket No. 8980R2
Amdt. dated 20 January 2005
Reply to Office Action of 25 August 2004
Customer No. 27752

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No. : 10/600,180
Applicant(s) : Robert Ya-Lin Pan et al.
Filed : June 20, 2003
Title : Antimicrobial Compositions, Products And Methods
Employing Same
TC/A.U. : 1751
Examiner : Necholus Ogden, Jr.
Conf. No. : 9698
Docket No. : 8980R2
Customer No. : 27752

AMENDMENT AFTER 1ST OFFICE ACTION UNDER 37 CFR §1.111(c)

Mail Stop Amendment
Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

INTRODUCTORY REMARKS

In response to the Office Action of 25 August 2004, the time for response being extended by one (2) months, pursuant to the fee charged to the Assignee's Deposit Account in the papers submitted herewith, please amend the above-identified application as follows, and consider the following remarks and reconsider the application.

Please amend the above-identified application as follows:

Amendments to the Claims begin on page 2 of this paper.

Remarks begin on page 8 of this paper.

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Double Patenting

The Office Action states that claims 1 to 37 are provisionally rejected under 35 USC 101 as claiming the same invention as that of claims 1-39 and 1-47 of co-pending Application Serial Numbers 09/177,445 and 10/263,211, respectively. The Applicants respectfully submit that the present application is a continuation-in-part of Application Serial Number 09/177,445 and a family member of Application Serial Number 10/263,211. The Applicants shall file a terminal disclaimer in the present case to obviate this rejection upon notification of allowable subject matter in the present application. Accordingly, the Applicants respectfully request a stay of this rejection until such time.

Conclusion

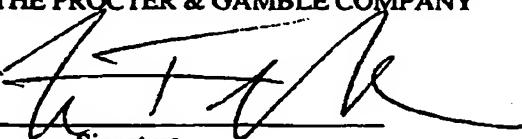
In light of the above remarks, it is requested that the Examiner reconsider and withdraw the rejection under 35 USC 103(a). Early and favorable action in the case is respectfully requested.

Applicants have made an earnest effort to place their application in proper form and to distinguish the invention as now claimed from the applied references. In view of the foregoing, Applicants respectfully request reconsideration of this application, entry of the amendments presented herein, and allowance of Claims 2-41

Respectfully submitted,

THE PROCTER & GAMBLE COMPANY

By



Signature

Frank Taffy

Typed or Printed Name

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